

# Daily Digest

## HIGHLIGHTS

House Committee ordered reported the Homeland Security and the Military Construction appropriations for fiscal year 2004.

## Senate

### Chamber Action

*Routine Proceedings, pages S7943–S8008*

**Measures Introduced:** Five bills and two resolutions, were introduced, as follows: S. 1271–1275, and S. Res. 172–173. **Page S7980**

**Measures Reported:**

Special Report entitled “Authorizing Expenditures by Committees of the Senate, with respect to S. Res. 66”. (S. Rept. No. 108–73) **Page S7980**

**Measures Passed:**

*Honoring David Brinkley:* Senate agreed to S. Res. 172, honoring the life of media reporting giant David Brinkley, and expressing the deepest condolences of the Senate to his family on his death. **Page S8007**

*Automatic Defibrillation in Adam’s Memory Act:* Committee on Health, Education, Labor, and Pensions was discharged from further consideration of H.R. 389, to authorize the use of certain grant funds to establish an information clearinghouse that provides information to increase public access to defibrillation in schools, and the bill was then passed, clearing the measure for the President. **Page S8008**

**Prescription Drug and Medicare Improvement Act:** Senate continued consideration of S. 1, to amend title XVIII of the Social Security Act to make improvements in the Medicare program, to provide prescription drug coverage under the Medicare program. **Pages S7947–74**

A unanimous-consent agreement was reached providing for further consideration of the bill at 10 a.m., on Wednesday, June 18, 2003. **Page S8007**

**Messages From the House:** **Page S7978**

**Measures Referred:** **Page S7978**

**Enrolled Bills Presented:** **Page S7978**

**Executive Communications:** **Pages S7978–80**

**Executive Reports of Committees:** **Page S7980**

**Additional Cosponsors:** **Pages S7980–81**

**Statements on Introduced Bills/Resolutions:** **Pages S7981–S8005**

**Additional Statements:** **Pages S7977–78**

**Notices of Hearings/Meetings:** **Page S8005**

**Authority for Committees to Meet:** **Pages S8005–06**

**Privilege of the Floor:** **Pages S8006–07**

**Adjournment:** Senate met at 9:30 a.m., and adjourned at 6:34 p.m., until 9:30 a.m., on Wednesday, June 18, 2003. (For Senate’s program, see the remarks of the Acting Majority Leader in today’s Record on page S8008.)

### Committee Meetings

*(Committees not listed did not meet)*

#### CPSC AUTHORIZATION

*Committee on Commerce, Science, and Transportation:* Subcommittee on Consumer Affairs and Product Safety concluded hearings on proposed legislation authorizing funds for the Consumer Product Safety Commission, after receiving testimony from Hal Stratton, Chairman, and Mary Sheila Gall and Thomas Moore, both a Commissioner, and William Duross, General Counsel, all of the Consumer Product Safety Commission; R. David Pittle, Consumers Union, Yonkers, New York; Rachel Weintraub, Consumer Federation of America, Alan Korn, National Safe Kids Campaign, Stephen Gold, National Association of Manufacturers, Gary S. Klein, on behalf of the Toy Industry Association, and Robert Polk, on behalf of the National Association of State Fire Marshals, all of Washington, D.C.

**NATIONAL AQUATIC INVASIVE SPECIES ACT**

*Committee on Environment and Public Works:* Subcommittee on Fisheries, Wildlife, and Water concluded hearings on S. 525, to amend the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990 to reauthorize and improve that Act, after receiving testimony from Senator Levin; Barry T. Hill, Director, Natural Resources and Environment, General Accounting Office; Joseph J. Angelo, Director of Standards, U.S. Coast Guard, Department of Homeland Security; Matthew Hogan, Assistant Director, U.S. Fish and Wildlife Service, Lori Williams, Executive Director, National Invasive Species Council, both of the Department of the Interior; Timothy R.E. Keeney, Deputy Assistant Secretary of Commerce for Oceans and Atmosphere/National Oceanic and Atmospheric Administration; G. Tracy Mehan III, Assistant Administrator for Water, Environmental Protection Agency; Michael W. Hauser, Vermont Department of Environmental Conservation, Waterbury; James M. Beers, Centreville, Virginia, on behalf of the American Land Rights Association; Sebastian Hargrove, Nature Conservancy of Idaho, Hailey; and James H.I. Weakley, Lake Carriers' Association, Cleveland, Ohio.

**BILATERAL FREE TRADE AGREEMENTS**

*Committee on Finance:* Committee held hearings to examine the implementation of the U.S. Bilateral Free Trade Agreements with Singapore and Chile, focusing on efforts to expand trade worldwide, market access for services, trade in goods and agriculture, electronic commerce, protections for U.S. investors, intellectual property rights, receiving testimony from Senator Bond; Peter F. Allgeier, Deputy U.S. Trade Representative; Jeffrey R. Shafter, Citigroup Global Markets, on behalf of the U.S. Singapore Free Trade Agreement Business Coalition, Sandra Polaski, Carnegie Endowment for International Peace, and Paul L. Joffe, National Wildlife Federation, all of Washington, D.C.; Norman Sorensen, Principal International, Inc., Des Moines, Iowa, on behalf of the Coalition of Service Industries; Jim Jarrett, Intel Corporation, Santa Clara, California, on behalf of the Business Software Alliance and High-Tech Trade Coalition; Larry Liebenow, Quaker Fabric Corporation, Fall River, Massachusetts, on behalf of the U.S. Chamber of Commerce; Jon Caspers, National Pork Producers Council, Swaledale, Iowa; Keith Schott, Montana Grain Growers Association, Broadview, on behalf of the Montana Stockgrowers Association; and David Johnson, Warner Music Group, New York, New York, Entertainment Industry Coalition for Free Trade.

Hearings recessed subject to the call.

**AVIATION AND ENVIRONMENT TREATIES**

*Committee on Foreign Relations:* Committee concluded hearings to examine the Convention for the Unification of Certain Rules for International Carriage by Air, done at Montreal May 28, 1999 (Treaty Doc. 106-45), Protocol to Amend the Convention for the Unification of Certain Rules Relating to International Carriage by Air Signed at Warsaw on October 12, 1929, done at The Hague September 28, 1955 (The Hague Protocol) (Treaty Doc. 107-14), Stockholm Convention on Persistent Organic Pollutants, with Annexes, done at Stockholm, May 22-23, 2001 (Treaty Doc. 107-5), Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade, with Annexes, done at Rotterdam, September 10, 1998 (Treaty Doc. 106-21), Agreement Between the Government of the United States of America and the Government of the Russian Federation on the Conservation and Management of the Alaska-Chukotka Polar Bear Population done at Washington on October 16, 2001 (Treaty Doc. 107-10), Agreement Amending the Treaty Between the Government of the United States of America and the Government of Canada on Pacific Coast Albacore Tuna Vessels and Port Privileges done at Washington May 26, 1981 (the "Treaty"), effected by an exchange of diplomatic notes at Washington on July 17, 2002, and August 13, 2002 (the "Agreement"); enclosed is the report of the Secretary of State on the Agreement and a related agreement, effected by an exchange of notes at Washington on August 21, 2002, and September 10, 2002, amending the Annexes to the Treaty (Treaty Doc. 108-1), and Amendments to the 1987 Treaty on Fisheries Between the Governments of Certain Pacific Island States and the Government of the United States of America, with Annexes and agreed statements, done at Port Moresby, April 2, 1987, done at Koror, Palau, March 30, 1999, and at Kiritimati, Kiribati, March 24, 2002. Also transmitted, related Amendments to the Treaty Annexes, and the Memorandum of Understanding (Treaty Doc. 108-2), after receiving testimony from Jeffrey N. Shane, Under Secretary of Transportation for Policy; and John R. Byerly, Deputy Assistant Secretary for Transportation Affairs, and John F. Turner, Assistant Secretary for Oceans and International Environmental and Scientific Affairs, both of the Department of State.

**BUSINESS MEETING**

*Committee on Governmental Affairs:* Committee ordered favorably reported the following business items:

S. 481, to amend chapter 84 of title 5, United States Code, to provide that certain Federal annuity

computations are adjusted by 1 percentage point relating to periods of receiving disability payments;

S. 589, to strengthen and improve the management of national security, encourage Government service in areas of critical national security, and to assist government agencies in addressing deficiencies in personnel possessing specialized skills important to national security and incorporating the goals and strategies for recruitment and retention for such skilled personnel into the strategic and performance management systems of Federal agencies;

S. 610, to amend the provisions of title 5, United States Code, to provide for workforce flexibilities and certain Federal personnel provisions relating to the National Aeronautics and Space Administration, with an amendment in the nature of a substitute;

S. 678, to amend chapter 10 of title 39, United States Code, to include postmasters and postmasters organizations in the process for the development and planning of certain policies, schedules, and programs, with an amendment;

S. 908, to establish the United States Consensus Council to provide for a consensus building process in addressing national public policy issues, with an amendment;

S. 910, to ensure the continuation of non-homeland security functions of Federal agencies transferred to the Department of Homeland Security, with an amendment;

S. 926, to amend section 5379 of title 5, United States Code, to increase the annual and aggregate limits on student loan repayments by Federal agencies;

S. 1166, to establish a Department of Defense national security personnel system, with amendments;

S. 1245, to provide for homeland security grant coordination and simplification, with amendments;

S. 508, to designate the facility of the United States Postal Service located at 1830 South Lake Drive in Lexington, South Carolina, as the "Floyd Spence Post Office Building";

S. 708, to redesignate the facility of the United States Postal Service located at 7401 West 100th Place in Bridgeview, Illinois, as the "Michael J. Healy Post Office Building";

S. 867, to designate the facility of the United States Postal Service located at 710 Wick Lane in Billings, Montana, as the "Ronald Reagan Post Office Building";

S. 1145, to designate the facility of the United States Postal Service located at 120 Baldwin Avenue in Paia, Maui, Hawaii, as the "Patsy Takemoto Mink Post Office Building";

S. 1207, to redesignate the facility of the United States Postal Service located at 120 East Ritchie Av-

enue in Marceline, Missouri, as the "Walt Disney Post Office Building";

H.R. 825, to redesignate the facility of the United States Postal Service located at 7401 West 100th Place in Bridgeview, Illinois, as the "Michael J. Healy Post Office Building";

H.R. 917, to designate the facility of the United States Postal Service located at 1830 South Lake Drive in Lexington, South Carolina, as the "Floyd Spence Post Office Building";

H.R. 925, to redesignate the facility of the United States Postal Service located at 1859 South Ashland Avenue in Chicago, Illinois, as the "Cesar Chavez Post Office";

H.R. 981, to designate the facility of the United States Postal Service located at 141 Erie Street in Linesville, Pennsylvania, as the "James R. Merry Post Office";

H.R. 985, to designate the facility of the United States Postal Service located at 111 West Washington Street in Bowling Green, Ohio, as the "Delbert L. Latta Post Office Building";

H.R. 1055, to designate the facility of the United States Postal Service located at 1901 West Evans Street in Florence, South Carolina, as the "Dr. Roswell N. Beck Post Office Building";

H.R. 1368, to designate the facility of the United States Postal Service located at 7554 Pacific Avenue in Stockton, California, as the "Norman D. Shumway Post Office Building";

H.R. 1465, to designate the facility of the United States Postal Service located at 4832 East Highway 27 in Iron Station, North Carolina, as the "General Charles Gabriel Post Office";

H.R. 1596, to designate the facility of the United States Postal Service located at 2318 Woodson Road in St. Louis, Missouri, as the "Timothy Michael Gaffney Post Office Building";

H.R. 1609, to redesignate the facility of the United States Postal Service located at 201 West Boston Street in Brookfield, Missouri, as the "Admiral Donald Davis Post Office Building";

H.R. 1740, to designate the facility of the United States Postal Service located at 1502 East Kiest Boulevard in Dallas, Texas, as the "Dr. Caesar A.W. Clark, Sr. Post Office Building";

H.R. 2030, to designate the facility of the United States Postal Service located at 120 Baldwin Avenue in Paia, Maui, Hawaii, as the "Patsy Takemoto Mink Post Office Building"; and

The nominations of Michael J. Garcia, of New York, to be an Assistant Secretary of Homeland Security for Immigration and Customs Enforcement, C. Stewart Verdery, Jr., of Virginia, to be an Assistant Secretary of Homeland Security, Susanne T. Marshall, of Virginia, to be Chairman, and Neil McPhie,

of Virginia, to be a Member, both of the Merit Systems Protection Board, Terrence A. Duffy, of Illinois, to be a Member of the Federal Retirement Thrift Investment Board, Albert Casey, of Texas, to be a Governor of the United States Postal Service, and James C. Miller III, of Virginia, to be a Governor of the United States Postal Service.

#### PHARMACEUTICAL MARKETPLACE BARRIERS

*Committee on the Judiciary:* Committee concluded hearings to examine the legislative and regulatory responses to the Federal Trade Commission Study on barriers to entry in the pharmaceutical marketplace, after receiving testimony from former Senator Howard Metzenbaum; Timothy J. Muris, Chairman, Federal Trade Commission; Dan Troy, Chief Counsel for Food and Drugs, Food and Drug Administration, Department of Health and Human Services; Sheldon T. Bradshaw, Deputy Assistant Attorney General, Office of Legal Counsel, Department of Justice; and Kathleen Jaeger, Generic Pharmaceutical Association, and Bruce Kuhlik, Pharmaceutical Research and Manufacturers of America, both of Washington, D.C.

#### PEER-TO-PEER FILE SHARING

*Committee on the Judiciary:* Committee concluded hearings to examine whether personal and national security risks compromise the potential of Peer-to-Peer File-Sharing programs, which are Internet applications that allow users to download and share electronic files from other users on the same network, after receiving testimony from Senator Feinstein; Representatives Tom Davis and Waxman; Randy Saaf, MediaDefender, Inc., Los Angeles, California; Alan Morris, Sharman Networks Limited, Sydney, Australia; Chris Murray, Consumers Union, Washington, D.C.; Nathaniel Good, University of California, Berkeley; and Aaron Krekelberg, University of Minnesota, Minneapolis.

#### SECRET HOLDS

*Committee on Rules and Administration:* Committee concluded hearings to examine Senate Resolution 151, requiring public disclosure of notices of objections (holds) to proceedings to motions or measures in the Senate, focusing on reforms, unanimous consent, bargaining tactics, leaders, and alternative ap-

proaches, after receiving testimony from Senators Grassley and Wyden; Walter J. Stewart, Secretary of the United States Emeritus, and Sarah A. Binder, Brookings Institution, both of Washington, D.C.; Joseph Cooper, Johns Hopkins University Department of Political Science, Baltimore, Maryland; C. Lawrence Evans, College of William and Mary, Williamsburg, Virginia; and Steven S. Smith, Washington University Murray Weidenbaum Center on the Economy, Government, and Public Policy; St. Louis, Missouri.

#### NOMINATIONS

*Committee on Veterans' Affairs:* Committee concluded hearings to examine the nominations of Alan G. Lance, Sr., of Idaho, who was introduced by Senators Craig and Crapo, and Lawrence B. Hagel, of Virginia, both to be a Judge of the United States Court of Appeals for Veterans Claims, after the nominees testified and answered questions in their own behalf.

#### NOMINATION

*Select Committee on Intelligence:* Committee concluded hearings to examine the nomination of Frank Libutti, of New York, to be Under Secretary for Information Analysis and Infrastructure Protection, Department of Homeland Security, after the nominee testified and answered questions in his own behalf.

#### SENIOR HOUSING

*Special Committee on Aging:* Committee concluded oversight hearings to examine the Department of Housing and Urban Development Section 202 Supportive Housing Services program which targets the housing needs of low- to very low-income elderly, focusing on Federal efforts to provide affordable housing for low-income seniors, after receiving testimony from John Weicher, Assistant Secretary of Housing and Urban Development and Federal Housing Administration Commissioner; David G. Wood, Director of Financial Markets and Community Investment, General Accounting Office; Cynthia Robin Keller, Volunteers of America, Alexandria, Virginia; Tom Herlihy, National Church Residences, Columbus, Ohio; and Lee Ann Hubanks, Plano Community Homes, Inc., Plano, Texas, on behalf of the American Association of Homes and Services for the Aging.